

BEFORE THE
POSTAL REGULATORY COMMISSION
WASHINGTON, DC 20268-0001

Little America Post Office
Little America, Wyoming

Docket No. A2012-64

PUBLIC REPRESENTATIVE COMMENTS

(January 24, 2012)

On November 30, 2011 the Commission received an appeal concerning the closure of the Little America, Wyoming Post Office.¹ The appeal was postmarked November 3, 2011, thirty-three days after the Postal Service issued its final determination to close the Little America, WY Post Office. On November 22, 2011 the Postal Service filed a motion to dismiss the proceedings based on the untimely filing of the Petitioner's appeal.² On November 29, 2011 the Petitioner protested the Postal Service's Motion to dismiss the proceedings.³ On November 30, 2011 the Commission accepted the appeal and established a procedural schedule.⁴

The Postal Service has failed to meet all of the deadlines outlined in Order No. 1006. After the Postal Service missed the November 29, 2011 deadline to file the applicable administrative record, and the January 9, 2012 deadline for answering brief in support of Postal Service (See 39 CFR 3001.115(c)) the Commission issued Commission Information Request No. 1 requesting the filing of a complete copy of the Final Determination to close the Little America post office.⁵

Due to the Commission accepting the appeal for review on November 30, 2011, eight days after the Postal Service's Motion to Dismiss Proceedings, and the Commission's request for additional information regarding the closure of the Little

¹ Letter and Petition filed by Byron Wall (Petitioner), Little America, Wyoming.

² Motion of United States Postal Service to Dismiss Proceedings, November 22, 2011.

³ Letter received by Byron Wall protesting the Motion of United States Postal Service to Dismiss Proceedings, received November 29, 2011.

⁴ Notice and Order Accepting Appeal and Establish Procedural Schedule, November 30, 2011, (Order No. 1006).

⁵ Commission Information Request No. 1 (CIR No. 1), January 11, 2012.

America Post Office on January 11, 2012, it is clear that the Commission did not dismiss the proceeding as requested by the Postal Service on November 22, 2011.

In his appeal, the Petitioner explains that he was given misinformation and inadvertently sent his appeal to the Post Office Review Coordinator. See Petitioner Letter. In addition to explaining why his appeal was untimely, the Petitioner questions the Postal Service's economic savings estimates and the effectiveness of service from a carrier or village post office. *Id.* The Petitioner also expresses concerns for truck drivers who use the Little America post office to conduct business while travelling. *Id.*

Except for the copy of the Final Determination provided in response to CIR No. 1, no evidence has been provided by the Postal Service that demonstrates that the Postal Service has adequately considered the Petitioner's concerns, or that the Postal Service has followed applicable procedures. The Final Determination alone does not provide sufficient information to ensure proper procedures were followed and adequate data were collected. The Public Representative finds that the Postal Service's decision to close the Little America Post Office is unsupported by substantial evidence in the record, and recommends the decision to close the Little America, WY Post Office be remanded for further consideration.

Respectfully Submitted,

Natalie R. Ward
Public Representative for
Docket No. A2012-64

901 New York Avenue, N.W.
Washington, DC 20268-0001
(202)789-6864; Fax (202) 789-6891
e-mail: natalie.ward@prc.gov